SHE TELLS STORY.

Mrs. Osenberg on Witness Stand in Own Behalf.

Opens the Way to a Lively Cross

Examination.

WHAT SHE WAS GIVEN.

Said Household Furniture Is of Little Value.

Collects Rents From Properties Given Her.

Consideration of Case.

Washington, Feb. 3... On motion of Sen ator Endance the fightling commenced. Some of the Indians was fool of the Indians escaped.

The Indians escaped.

Consideration of Case.

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Washington, Feb. 3... On motion of Sen ator Endance the fightling commenced. Some of the Indians Case of Cas a few questions they released her for es examination.

This action was like throwing food to hungry wolves and the opposing attorneys, with J. B. Larimer conducting the cross examination, began a rapid fire of questions which completely disconcerted the witness and finally resulted in a series of emphatic an-swers, "I don't remember." Her counsel attempted several times to protect her and finally relieved her by asking the court to hear the testimony of another witness, who had to get back to his business, thereby gaining a recess

Counsel Atchison and Schenck had Counsel Atchison and Schenck had called the witness to testify as to what were the articles of furniture Mr. Moore had left to her in his will. She included an old plane, two bedsteads, two tables, a rocker, two wash stands, a sewing machine, a wash boiler and wash machine, a cot and some dishes

Asked what these articles were worth, she replied: "They are worth absolutely nothing. I wouldn't have them in my house." She explained that all the furniture was old and the control of the property and of no passive and of no p oken up or worn out and of no pos-

Then she was turned over to the defense, who first asked her how long she had remained in the Moore homestead at 1300 East Sixth street, and she answered that she had remained there up until about three months ago, when she had gone to keep house for John J. Schenck, one of her lawyers in the present case.

Then, in view of the fact that her claim against the Moore estate is for \$50 a month, Mr. Larimer asked her what Mr. Schenck was paying her for taking care of his house. She replied

Pushing the point still farther, Larimer asked her how large a house it was and she said it was an eight-room house and all rooms were furnished. She explained that she did not have to do the washing or ironing, which cost \$1.50 a week.

Larimer then held up some papers

"You see these papers. They are deeds Mr. Moore gave you to his home-

Check the rents from them, do you other witness, Mr. Frank M. Newman not. Mrs. Osenberg?"

"It was about a week."
"You testified in the probate court hearing that you called in a nurse to witness the transfer, did you not?"
"I don't remember."
"Mr. Atchison took

hasn't he?"
Well, somebody did." "He will pay it won't he?" "You say the furniture is worthless, did you not testify in the probate court that you could sell that piano for \$40?"
"I didn't know anything about pi-

anos."
"Answer my question."
"I might have said that."
"And you testified in the probate court that the furniture was worth \$75, did you not?"
"Oh-h." exclaimed the witness.
"Isn't that what you said?"
Ignoring the attorney's question.
Mrs. Osenberg turned to the jury pleadingly and said in spite of the court's attempt to return her to the cross-examination:
"I want the jury to go down and

"Now please answer and tell me what rent you get from the home-

"I keep four rooms there for my-

"But you rent three rooms; what rent do you get?"
"Seven dollars a month."
"How much for the second house?"
"Seven dollars a month."

"Seven dollars a month."

"And how much for the third?"

"Four dollars a month."

"How long have you rented these.
Ever since Mr. Moore's death?"

"Yes, sir."

The witness asked for a glass of water and her examination continued.

"Do you know James F. Griffen, executor of Mr. More's estate?"

"I have known him a good many years."

"Do you remember him coming to

the house shortly after Mr. Moore's death and reading you his will?"
"He came there but I don't remember anything about a will." "Now to refresh your memory, didn't he come down to make you acquainted with the contents of that will?"

"I don't remember," emphatically, "You saw the paper, did you not " "I did not."

his paper there?"
"I don't remember." "Your memory is good, is it not, Mrs.

"Like most people's, I guess." "If he did read it you would have re-numbered it would you not?"
"I don't remember. So that settles

'Did you ever read this will?" "Who were present when Mr. Griffin I don't know.

'Was Mrs. Smith (Mr. Moore's sister) there?"
"She might have been."
"You talked about the will?"

"I don't remember."
"Do you remember one thing about

"I do not remember." "You say positively Mr. Griffin was "He was."

"Didn't he say he wanted to make a stead and two other properties, are list of the furniture as executor of the ey not?" will and didn't you answer, "Those will find that out later," she things are mine under the will?" "I will say I do not remember

Those are not my deeds. I never ness, be allowed to go on the stand take those papers."

never ness, be allowed to go on the stand while Mrs. Osenberg stepped aside.

"Yes. sir."

"You collect from the renters who live there now. don't you?"

"Yes, sir. When I get it."

"You refer to the parties in the third house, I suppose, but the poor commissioner has promised to pay for that, the promise pay for the second pay for the pay taking Mrs. Osenberg to a number of entertainments and that he never called on Mr. Moore when the old man was sick and confined to the hospital.

At the last stand a fierce battle en-sued. The Indians and squaws fought with guns and bows and arrows. Four Indian bucks, two squaws and two children were killed and one young squaw and three children cap-

Ed Hogle of Eagleville, a member of Captain Donnelly's posse, was killed. None of the others was wounded. Coroner Buckley and Deputy Sheriff Norfinger left Golconda today with teams to bring in the dead and hold the inquest.

Walter Myers, trainer of the horse, Walter Myers, trainer of the horse, Ed Hogle of Eagleville, a member

teams to bring in the dead and hold the inquest.

Property taken from sheepmen was found by the posse after the battle.

The crime which resulted in the battle was presumably committed on January 19 last in Little Rock canyon, northwestern Washo county. Harry Cambron, L. Indiano, J. B. Laxague and Peter Erramouspe were the victims. All four were wealth; stockmen and were at their camp near Denio. They left camp on the morning of January 19 to go to an adjoining camp. Several days later it was learned that they never reached their destination. Searching parties found the bodies on February 8 in Little High Rock canyon. All four men had been shot and horribly mutilated and their bodies stripped of clothing.

Sheriff Farrel of Washo county, immediately took the trail with Captain J. P. Donnelly and two other members of the state police. At Denio they were foined by a posse of stockmen. The chase led across the frozen wastes of northern Nevada and into the fast-nesses of the Jackson mountains. When the Jackson mountains were reached the posse spilit and Sheriff Ferrill and three men went to Elko, Nev. picking up the trail near Tuscarora. In the meantime Sheriff Lamb of Hum.

For three days the posses closed in Eleve on the murderous band, having them surrounded between Golconda and Tus-ters.

ORR NOT SATISFIED.

Attacks Administration and Insists Upon Committee of Investigation,

his resolution calling for an investi-gation of state officials, started in this afternoon to arraign the administra-tion of the attorney general's office during the past four years by Fred S.

when Mr. Atchison asked them to admit certain points, Mr. Larimer replied: "No. we won't admit anything before he died Mr. Moore gave these deeds to you?"

"It was about a week."

"You testified in the probate court hearing that you called in a nurse to witness the transfer, did you not?"

"It don't remember."

"Mr. Atchison took the deeds for you with your consent, did he not?"

"It approse so."

"It was about a week."

"Mr. Atchison took the deeds for you with your consent, did he not?"

"It was about a week."

"The cross examination of Mrs. Osenberg has not been completed.

Dr. Hunter of 1209 East Sixth street testified that he had been called professionally to treat Mr. Moore and that he never found anyone but Mrs. Osenberg in care of his patient.

J. P. Taylor, formerly a pianist, testified that he had gone down Saturday to estimate the value of the plano and that he thought it was worth admit certain points, Mr. Larimer replied: "No. we won't admit anything that the complied by the clerk of the ment compiled by the clerk of the ment compiled.

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J. P. Taylor, formeriy a pianist, testified that he had gone down Saturday to estimate the value of the plano and that he thought it was worth admit anything the court which shows the collection of liquor costs in cases in that county alone amounting to \$31,000, of the ment compiled.

Dr. Hunter of 1209 East Sixth stree

day to estimate the value of the plane and that he thought it was worth about \$20.

J. E. Stewart, formerly secretary for the school board, testified that he had often called on Mr. Moore and found Mrs. Osenberg in care of him. On cross examination, he admitted to taking Mrs. Osenberg to a number of entertainments and that he never we turn them loose on the world," said we turn them loose on the world, said we turn them loose on the world.

we turn them loose on the world," said Mr. Orr.

The speaker declared that Judge Ruppenthal, another member of the committee, was an admirer ex-Governor Stubbs. As for William Macferran, he was declared the speaker, so warm an admirer of the governor that, "he expects to go to Governor Stubbs when he dies."

Mr. Orr moved that his resolution be adopted and as committee appointed by the house and senate to investigate and report July 1 of this year.

The resolution was tabled by the

STILL FAR APART.

House and Senate Committees Unable to Agree on Utilities Bill.

The senate and house conference The senate and house conference committees spent a lively hour this afternoon in the discussion of the public utilities bills, without reaching an understanding. Much time was spent in an effort to adjust section 25 of the senate bill, relating to the issuance of stocks and bonds, but the provisions of the section were not settled to the satisfaction of the committee.

When the senate last week substituted the senate bill for the house bill, the house refused to accept the measure when it was reported back. A conference committee was called for.

the house refused to accept the measure when it was reported back. A conference committee was called for and six members from the house and four members from the senate compose this committee.

One of the principal objections to the utilities bill is the section relating to the control of the issuance of stocks and bonds by public utilities. It is rumored that the conference committee will take the matter in their own hands and may inject a section compelling the utilities board to permit public utilities to issue additional stocks and bonds on proper showing. Under the terms of the bill which passed the senate, the utilities board is given discretionary power to reject all applications to increase the bond issue and this provision caused considerable trouble on the floor.

Another meeting will be held to-

FIGHT WITH INDIANS.

FIGHT WITH INDIANS.

Fight Redskins Killed and Four Captured by Nevada Police.

Reno, Nev., Feb. 27.—In a battle yesterday, 60 miles west of Tuscarora, eight Indians and one policeman were killed and the other members of the Indian band captured. The battle took place at Kelly Creek, Humboldt county, 25 miles from Colconda, in a northerly direction.

The Indians commenced the battle which started at noon and last three

Automobile Driver. Walter has brought a damage

suit for \$1,500 in the district court against John and William Howerton of Rossville for the killing of a race horse at the St. Marys racing meet last Au-

died Sunday at his home, 418 Madison street, of tuberculosis. The funeral will be held at 2 o'clock Tuesday after-noon. Interment in Topeka cemetery.

rill and three men went to Elko. Nev. picking up the trail near Tuscarora. In the meantime Sheriff Lamb of Humboldt county had taken the field with a posse of picked men. Constable Dean Young of Tuscarora had joined in the manhunt and the Indian police were ordered out from the Duck Creek reservation.

For three days the posses closed in on the murderous band, having them on the murderous band, having them on the Murderous band, having them of the first three colleges and Tuscarora.

Miss Emma Schultz, 404 Clay street, Topeka, died in Leavenworth Saturday. The funeral will be held in Topeka and the time amounced later.

Sunday of heart trouble at his home \$28 North Monroe street. The funeral will he held at 2 clobek Tuesday at-

Jesse Landon 77 years of age, died last night at No. 6 Park Place of pneumonia. The funeral will be held from Stonestreet's undertaking estab-

TUESDAY

APRICOTS

"Yuba Dam" Brand-A good table fruit in 22-pound can-each

10c

FLOUR

Stter milled-48-lb. sack-

\$1.25

CABBAGE

Fancy Northern grown, solid, well-trimmed headsper pound

1c

MORNS & MYERS GROCERY CO.

TWO STORES 900 North Kansas Avenue

501 West Street

MYSTERIOUS AS EVER.

No New Light Thrown on Platt Murder.

The Platt murder is still unsolved.
The clew which Chief Jenkins thought
Saturday would lead to the capture of
the guilty man led to nothing. The detectives from the police department
and Detective Judkins are still working on the case and as y that they ing on the case and say that they ex-pect to get the man.

Max Lewis, a confectioner at 915

North Kansas avenue, a friend of the murdered man, has added \$25 to the \$100 offered by Sam Freidberg, son-in-iaw of Platt. This makes the reward now \$150 as the Woodman lodge of

North Topeka has offered \$25.

Sinc. Benjamin Platt, an aged man, was found dead with his skull crushed at his store, \$19 North Kansas avenue. Wednesday evening of last week, the police have not left a stone unturned to find the murderer. As far as possible a list of the customers who fre-quented the store is being made. It is still the theory of the police that the murderer was a customer and ac-quaintance of the victim. The police also think that he is a To-peka man and has not left town. How-

ever, the Kansas City authorities, as soon as the crime was discovered, were notified to keep a watch on the trains arriving in Kansas City for suspicious

The belief that a tough negro is the man wanted continues to be held. The country is being flooded with cards giving a description of the peculiar coins missing from Platt in the hope that the sight of one of them may lead to the apprehension of the criminal.

Chief Jenkins asserts that the search will not be relaxed in the least until

will not be relaxed in the least until the murderer is caught and that he expects the man to be brought in

the near future.

New Platt Rumor.

A report that the murderer of Benjamin Platt was caught in St. Louis was heard on the streets in Topeka this afternoon. However, n word was received at the sheriff's office or at the police station up to the time of going to press. It is thought that the au-thorities here would be immediately notified if the murderer were appre-

The sheriff has sent out cards to all the large cities giving descriptions of the coins which Platt had carried and which were missing when his body was found. St. Louis is included in the list of cities where the cards were sent to

of cities where the cards were sent to the police and detectives

The police received the rumor from Charles Summers, amail collector. He told Goff that he had heard on the street that the murderer was caught in St. Louis and asked him if it were a fact. Goff replied that had heard nothing, and immediately inquired at the police station and sheriff's office. At these places no rumor of the kind has been received.

Mr. and Mrs. Baer Here.
Mr. and Mrs. M. B. Baer of the
Flemish Art Co., New York, after
spending two weeks at Hot Springs. Va., on their way to California, will stop here three days, visiting Mrs. Baer's mother, Mrs. J. August, at the Hotel Throop. Mr. Baer is the founder of pyrographic art, having one of the largest plants of its kind in the world

LOCAL MENTION.

Miss Marie Vanderpool conducted the classes in the German department this morning in place of Miss Patter-son, who was ill.

Roller skating tonight. Get up a crowd and have some fun at the rink.

deathed at Christ's hospital, gave these papers to Mr. Atchison, who are grocer at 1211 East Sixth street, testified that Lee Osenberg and said they not?"

This was allowed and Mr. Newman, who is a grocer at 1211 East Sixth street, testified that Lee Osenberg, and the street, testified that Lee Osenberg and said they are took them."

Here Mr. Atchison came to his climater's accounts by the sent's rescue and offered to admit that the result of the turce properties and that she held such years of age, died last from Stonestreet's undertaking establishment at 2 o'clock Wednesday af the rown. The funeral will be held from Stonestreet's undertaking establishment at 2 o'clock Wednesday af the rown. The funeral will be held said when on the stand last week. Mr. Newman produced his cash book for 1965 and turned to accounts of Lee Osenberg and said they had been paid as well as parts of his mother's contents by his own checks en's rescue and offered to admit that from the Santa Fe and by his mother's pension cheeks. This testimony was objected to repeated by Mc Herolimater and the content of the prohibitory law.

This was allowed and Mr. Newman, who is a grocer at 1211 East Sixth sixth the office had from Stonestreet's undertaking establishment at 2 o'clock Wednesday af termoon.

Mr. Or paid some attention to the allies dextravagance of the bank commissioner and the governor, but he paid more particular attention to the details of the management of the attention to the attention to the admit that his home paid more particular attention to the attention

"The balance of the money required for the erection of our new Sunday school addition is in sight," said F. L. Loveland of the First M. E. church this afternoon. "Yesterday morning at our church we raised \$27,000, which I think was doing mighty well. Of course some of this money had previously been promised."

There will be a meeting of the "Mc-Neal for Mayor" club at Lincoln Post hall Wednesday at 1 o'clock.

No more stumping of toes and loss of time in the dark cellar or base-ment with a Fullerton Brothers' flash-light.

The question of adding to the class room capacity of the high school may come up for the consideration of the members of the board of education at the regular March meeting. The second meeting of the Topeka High School Mathematics club this

High School Mathematics club this term was held this morning in the third period. The subject was, "Some Afithmetical Fallacies." A short time was spent by the members of the club debating the question as to whether it would be advisable to have three chapel gatherings each week instead of one.

Mrs. Ella Hanchett and Master Clark Hanchett of Aurora. Ill., and Mrs. Hanchett of Aurora. Ill., and Mrs. Hanchett's mother, Mrs. Mary Clark, are guests of Mrs. M. E. Hopper.

Tom Powell is the very dignified Pool Bah in St. Francis benefit, "The Mika
More Than a Thousand Reservations Made in One Morning.

Made in One Morning.

Washington, Feb. 27—Not a single opinion was announced today by the Supreme court of the United States. although this was decision day. Such about 200 persons and before noon reservations had been made by more than a thousand persons.

Manager Roy Crawford of the Grand in referring to the sale said that until 11:15 o'clock there was a steady stream of persons making reservations for "Ben Hur," and that from that time on until afternoon the sale was steady.

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Tom Powell is the very dignified Poo Bah in St. Francis benefit, "The Mika-do," at the rGand tomorrow.

J. V. Barry, assistant secretary of the Metropolitan Life Insurance com-pany of New York, and who was for ten years insurance commissioner of the state of Michigan, was the speaker at a special meeting of the Kansas As-sociation of Life Underwriters held this noon at the Commercial club. The county commissioners have of-

fered an additional reward of \$200 for the murderer of Benjamin Platt who was killed and robbed in his place of business at \$19 North Kansas avenue. This makes a total of \$350 which has been offered for the running to earth Fred Cropsy, who a week ago beat up-his companion, Gertrude Lynch, and aroused the neighborhood wherein he aroused the neighborhood wherein he lived, was sentenced to 30 days in the county jall by Judge Garver of the count of Topeka today. Nellie Cropsy, the 4-year-old daughter of the couple, was taken to the Orphans' home by or-

Bob Larson, charged with robbery from a dwelling house, was bound over for trial in the district court at his preliminary hearing in the city court today. Larson is accused of taking a revolver, an overcoat and a pair of gloves from the McWhirter boarding house at 904 East Fourth street.

ier of the probate court.

Mighty Big Sale Starts Tomorrow

A SNAP IN SHIRTS 610 Doz. \$1 Shirts for 39c

Men's Dress Shirts-handsome patterns, any size you want. Made to sell for \$1.00, and take my word for it, they are regular \$1.00 shirts. I got a snap in these

Equal to any tailor's made, as fine as any man wants to wear, good enough for the best dresser in the worldthose \$20 Men's Suits as placed on sale at...... \$10.00 What's left Ladies' Narrow Last \$4.00 Shoes; very finest Ladies' \$3.50 Brown Velvet Shoes...... \$1.50 Ladies' Patent Vamp Velvet Top, \$4 Shoes...... \$1.50 Old Ladies' \$2.00 Solid Comfort Shoes......85c Ladies' \$2.00 Dongola Blucher Shoes......90c Men's \$3.50 Gunmetal, Handwelt Shoes...... \$1.98 AT AUGUST'S W. L. Douglas \$4.00, \$3.50 and \$3.00 Oxfords \$2.00 AT AUGUST'S Boys' \$2.00 Solid Leather School Shoes...... 95c Boys' blue or black Chambray Waists for...... 15c Children's 15c Heavy Ribbed Hose......6c Boys' Blue Striped 75c Overalls Men's Presto Collar \$10 Cravenette Coats, choice \$3.95 Tomorrow you can buy Men's \$1 Porous Knit Union Suits 39c

day we have procured extra help from our St. Joseph store.

NOTE-This sale Starts promptly at 8 o'clock.

More Than a Thousand Reservations Made in One Morning.

steady.

Mr. Crawford is satisfied that the sale for "Ben Hur" will reach the most ambitious expectations of both the local and traveling managements. He expects that the house will be sold out at most, if not all of the three days presentation here.

"The most successful play in the annals of the amusement world." such is the significant tribute paid to "Ben-Hur," the colossal biblical spectacle which comes to the Grand opera house next Thursday eyening, where it will remain for the balance of the week.

of the week.

Within the past decade, since "BenHur" received its first production at
the Broadway theater in New York
city, numerous theatrical productions
more or less pretentious have been
staged, the majority of which sooner
or later have been consigned to the

"BEN-HUR" SALE OPENS. Anna Campbell Kelton, daughter of the late General Joseph C. Kelton, U. S. A., were married here today.

American Copper
American Beet Sugar
American Car and Foundry
American Cotton Oil.
American Locomotive
American Smelting and Refining.
Amer Smelting and Refining pfd.
American Sugar Refining
Anaconds Mining Co.
Atchison

Washington, Feb. 27.—Dr. Harvey W. Washington, Feb. 27.—Dr. Harvey W. Star Wiley, of pure food fame, and Miss Leh

Tomorrow you can buy Men's \$1 Porous Knit Union Suits 39c Men's 75c Muslin Night Gowns, at August's 39c \$2.50 Umbrellas, at August's 75c Men's \$1. 75c and 50c Belts, at August's 25c Men's \$2.50 Negligee Shirts, at August's 85c Men's Unlaundered White Shirts, at August's 15c Men's Black or Tan Hose, at August's 5c Men's and Boys' 75c and 50c Leggins 25c

SPECIAL NOTICE-As we expect to do a very big business to-

or later have been consigned to the storehouse, while a few of mediocre merit have managed to exist by reason of some particular scene or situation which, by its very sensationalism, appealed to a certain element of the playgoing public and thus in a measure compensated for the countless other defects. But "Ben-Hur" has withstood the test, and, instead of waning in popularity, wins new admirers with each consecutive performance.

Payme Shoe Co. THE BIO SHOE STORE - 715 KANSAS AVE.

to \$5.00---your choice

Month-End Sale

Two hundred pairs of high-grade

Women's Shoes, worth from \$3.50

They are short lines-yet there are plenty of all sizes in the lot, and include patents with cloth or dull top, dull calfskin, and many other shapes suited for early spring wear. Come Tomorrow!